

HB 2321 - S AMD

By Senator Roach

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. I.** It is the intent of the legislature to
4 determine how to increase the effectiveness of penalties in deterring
5 violations of the campaign finance and contribution limits, lobbying,
6 political advertising, and public official's financial affairs
7 reporting subdivisions of the public disclosure act, by increasing the
8 likelihood that violators will be uncovered and punished in a manner
9 and time frame most likely to create deterrence for violators while
10 increasing voluntary compliance and respect for the law. It is further
11 the intent of the legislature that the public disclosure act not be a
12 deterrent to public participation in political activities, especially
13 due to fear of unreasonable penalties and processes of enforcement.

14 NEW SECTION. **Sec. II.** There is hereby created the task force on
15 the public disclosure commission, to investigate the operation and
16 budget of the public disclosure commission and to make recommendations
17 to the legislature for ways to increase the effectiveness of penalties
18 in deterring violations of the campaign finance and contribution
19 limits, lobbying, political advertising, and public official's
20 financial affairs reporting subdivisions of the public disclosure act.
21 The task force shall consist of the chair and ranking minority members
22 of the senate state and local government and house state government
23 committees or their designees, and four representatives of the public,
24 one each chosen by the legislative members of the task force. A ninth
25 member shall be a member of the public disclosure commission, chosen by
26 the chair of the public disclosure commission. The task force shall
27 examine the operations and budget of the public disclosure commission
28 as they relate to enforcement of the campaign finance and contribution
29 limits, lobbying, political advertising, and public official's
30 financial affairs reporting subdivisions of the public disclosure act,
31 and shall before December 1, 2002, make recommendations to the senate

1 state and local government and house state government committees on
2 ways to increase the likelihood that violators will be uncovered and
3 punished in a manner and time frame most likely to create deterrence
4 for violators while increasing voluntary compliance and respect for the
5 law, and not deter public participation in political activities,
6 especially due to fear of unreasonable penalties and processes of
7 enforcement. The task force may consider different levels of fines,
8 different manners of enforcement, and different structures for the
9 public disclosure commission, including a separation of the
10 recordkeeping and investigatory functions from the adjudicatory
11 functions. The task force shall cease to exist on January 1, 2003."

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15 On page 1, line 4 of the title, after "act;" strike the remainder
16 of the title and insert "and creating new sections."

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EFFECT: Creates a task force to examine the PDC's operations and budget as they relate to enforcement of PDC laws.